

Senate File 140 - Enrolled

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1 1 SENATE FILE 140
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1 3 AN ACT
1 4 RELATING TO THE TIME PERIOD FOR WHICH PEACE OFFICERS'
1 5 INVESTIGATIVE REPORTS AND SPECIFIC PORTIONS OF ELECTRONIC
1 6 MAIL AND TELEPHONE BILLING RECORDS ARE TO BE KEPT
1 7 CONFIDENTIAL.
1 8
1 9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
1 10
1 11 Section 1. Section 22.7, subsection 5, Code 2007, is
1 12 amended to read as follows:
1 13 5. Peace officers' investigative reports, and specific
1 14 portions of electronic mail and telephone billing records of
1 15 law enforcement agencies if that information is part of an
1 16 ongoing investigation, except where disclosure is authorized
1 17 elsewhere in this Code. However, the date, time, specific
1 18 location, and immediate facts and circumstances surrounding a
1 19 crime or incident shall not be kept confidential under this
1 20 section, except in those unusual circumstances where
1 21 disclosure would plainly and seriously jeopardize an
1 22 investigation or pose a clear and present danger to the safety
1 23 of an individual. Specific portions of electronic mail and
1 24 telephone billing records may only be kept confidential under
1 25 this subsection only for as long as if the length of time
1 26 prescribed for commencement of prosecution or the finding of
1 27 an indictment or information under the statute of limitations
1 28 would have run on a respective applicable to the crime that is
1 29 under investigation has not expired.
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1 33 _____
1 34 JOHN P. KIBBIE
1 35 President of the Senate
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2 3 _____
2 4 PATRICK J. MURPHY
2 5 Speaker of the House
2 6 I hereby certify that this bill originated in the Senate and
2 7 is known as Senate File 140, Eighty-second General Assembly.
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2 11 _____
2 12 MICHAEL E. MARSHALL
2 13 Secretary of the Senate
2 14 Approved _____, 2007
2 15
2 16 _____
2 17 CHESTER J. CULVER
2 18 Governor